



**UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office**

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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.
08/945,574	02/27/98	LENTING	H H-1920-PCT/U

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IM51/0405

EXAMINER

FRIES, K

ART UNIT

PAPER NUMBER

1751

DATE MAILED: 04/05/00

Please find below and/or attached an Office communication concerning this application or proceeding.

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IN62/0008

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EXAMINER

FRIES, K

ART UNIT

1751

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DATE MAILED:

03/08/00

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Commissioner of Patents and Trademarks



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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.
08/945,574	02/27/98	LENTING	H H-1920-PCT/U

IM62/0308

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FRIES, K

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Commissioner of Patents and Trademarks

Office Action Summary

Application No.
08/945,574

Applicant(s)
Lenting

Examiner
Kery Fries

Group Art Unit
1751



☒ Responsive to communication(s) filed on Dec 27, 1999

☒ This action is **FINAL**.

☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11; 453 O.G. 213.

A shortened statutory period for response to this action is set to expire three month(s), or thirty days, whichever is longer, from the mailing date of this communication. Failure to respond within the period for response will cause the application to become abandoned. (35 U.S.C. § 133). Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

Disposition of Claims

☒ Claim(s) 14-34 is/are pending in the application.

Of the above, claim(s) _____ is/are withdrawn from consideration.

☒ Claim(s) 15, 16, 18, 19, 29, and 31-34 is/are allowed.

☒ Claim(s) 14, 17, 20-28, and 30 is/are rejected.

☐ Claim(s) _____ is/are objected to.

☐ Claims _____ are subject to restriction or election requirement.

Application Papers

☐ See the attached Notice of Draftsperson's Patent Drawing Review, PTO-948.

☐ The drawing(s) filed on _____ is/are objected to by the Examiner.

☐ The proposed drawing correction, filed on _____ is ☐ approved ☐ disapproved.

☐ The specification is objected to by the Examiner.

☐ The oath or declaration is objected to by the Examiner.

Priority under 35 U.S.C. § 119

☐ Acknowledgement is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d).

☐ All ☐ Some* ☐ None of the CERTIFIED copies of the priority documents have been
☐ received.

☐ received in Application No. (Series Code/Serial Number) _____.

☐ received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

*Certified copies not received: _____.

☐ Acknowledgement is made of a claim for domestic priority under 35 U.S.C. § 119(e).

Attachment(s)

☐ Notice of References Cited, PTO-892

☐ Information Disclosure Statement(s), PTO-1449, Paper No(s). _____

☐ Interview Summary, PTO-413

☐ Notice of Draftsperson's Patent Drawing Review, PTO-948

☐ Notice of Informal Patent Application, PTO-152

--- SEE OFFICE ACTION ON THE FOLLOWING PAGES ---

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DETAILED ACTION

This Office action is a response to applicants' amendment which is filed December 27, 1999. The applicants have not amended the claims and currently claims 14-34 remain pending in the application.

The issue of priority of claims 14,17, 20-28, and 30 under 35 U.S.C. under 35 U.S.C. 102(g) and possibly 102(f) of this single invention must be resolved. The examiner notes that applicants must state who invented what. The examiner is waiting word on such from applicants but at the time of this office action such is not been able to be ascertained.

The examiner notes that applicants and Genencor are trying to resolve the issue of inventorship which has not been done yet. The examiner hopes that such issue will be resolved by the next correspondence.

THIS ACTION IS MADE FINAL. Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire **THREE MONTHS** from the mailing date of this action. In the event a first reply is filed within **TWO MONTHS** of the mailing date of this final action and the advisory action is not mailed until after the end of the **THREE-MONTH** shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event,

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however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Kery Fries whose telephone number is (703) 308-4708. The examiner can normally be reached on Monday through Thursday from 6:30 AM to 4:00 PM. The examiner can also be reached on alternate Fridays..

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Dr. Yogendra Gupta, can be reached on (703) 308-4708. The fax phone number for the organization where this application or proceeding is assigned is (703) 305-3599.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 308-0661.

Kery Fries

March 07, 2000


Kery Fries
Primary Examiner